

REISSUE DECLARATION AND POWER OF ATTORNEY

Original Supplemental Substitute PCT DESIGN

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: COMMUNICATION SYSTEM

of which is described and claimed in:

- the attached specification, or
 the specification in application Serial No. _____, filed _____, and with amendments through (if applicable),
 the specification in International Application No. _____, filed _____, and as amended on _____ (if applicable), or
 letters patent number 5,600,672 granted on February 4, 1997 and in the attached specification for which I solicit a reissue patent.

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (and §172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| COUNTRY | APPLICATION NO. | DATE OF FILING | PRIORITY CLAIMED |
|---------|-----------------|--------------------|------------------|
| Japan | 3-62798 | March 27, 1991 | Yes |
| Japan | 3-95813 | April 25, 1991 | Yes |
| Japan | 3-155650 | May 29, 1991 | Yes |
| Japan | 3-182236 | July 23, 1991 | Yes |
| Japan | 4-60739 | March 17, 1992 | Yes |
| Japan | 5-132984 | May 10, 1993 | Yes |
| Japan | 5-261612 | September 24, 1993 | Yes |
| Japan | 5-349972 | December 27, 1993 | Yes |
| Japan | 6-79668 | March 24, 1994 | Yes |

I verily believe that the above original patent is partly inoperative by reason of claiming more or less than I had a right to claim.

A Statement of at least One Error

The original patent claims claim more or less than I had a right to claim. For example, the claims do not recite that the apparatus includes an error correction coder operable to trellis encode the second data stream of a VSB signal having first and second data streams along with a modulator operable to modulate the first data stream in such a way that the first data stream includes data for demodulation including information representing the number of signal points of the second data stream in a signal space and such that the number of signal points of the first data stream is equal to or less than 4.

All errors being corrected in this reissue application up to the time of filing of the present declaration arose without any deceptive intention on my part or on my behalf.

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| APPLICATION SERIAL NO. | U.S. FILING DATE | STATUS: PATENTED, PENDING, ABANDONED |
|------------------------|------------------|---|
| 07/857,627 | March 25, 1992 | ABANDONED |
| 09/244,037 | February 4, 1999 | PENDING |
| | | |

And I hereby appoint Michael R. Davis, Reg. No. 25,134; Matthew M. Jacob, Reg. No. 25,154; Jeffrey Nolton, Reg. No. 25,408; Warren M. Cheek, Jr., Reg. No. 33,367; Nils Pedersen, Reg. No. 33,145; and Charles R. Watts, Reg. No. 33,142, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., jointly and severally, attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys named herein to accept and follow instructions from **AOYAMA & PARTNERS** as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

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I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor Mitsuaki Oshima Date October 26, 2000
 Mitsuaki OSHIMA

2nd Inventor Seiji Sakashita Date October 26, 2000
 Seiji SAKASHITA

3rd Inventor _____ Date _____

4th Inventor _____ Date _____

5th Inventor _____ Date _____

6th Inventor _____ Date _____

The above application may be more particularly identified as follows:

U.S. Application Serial No. _____ Filing Date September 29, 2000

Applicant Reference Number 532125 MaI Atty Docket No. 2000_1328

Title of Invention COMMUNICATION SYSTEM